

Entered - 03/02/01 - sb
CL01L0140 - DIANNE C. MITCHELL

CLAIM OF: **FANNIE JOHNSON**
401 Lindsay Street
#2
Atlanta, Georgia 30314

01-*R*-1381

For damages alleged to have been sustained as a result of vehicular damage due to sewer construction on January 29, 2001 at Paines Avenue and Fox Street.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **FANNIE JOHNSON** the sum of **\$850.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of vehicular damage due to sewer construction on January 29, 2001 at Paines Avenue and Fox Street as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

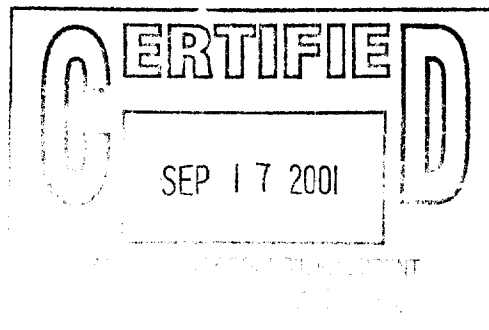
APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

ADOPTED BY
SEP 17 2001

COUNCIL

BY: *Rosalind Rubens Newell*
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

Standing committees
AGENDA



FAVORABLE REPORT

COMM: *Public Safety*

DATE: *9/12/01*

CHAIR: *C. T. Martin*

Henry Dorey

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

APPROVED

SEP 26 2001

WITHOUT SIGNATURE
BY OPERATION OF LAW

CERTIFIED
SEP 17 2001

[Signature]
DEPUTY MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

01-R-1381

A RESOLUTION

BY: PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **FANNIE JOHNSON** the sum of **\$850.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of vehicular damage due to sewer construction on **January 29, 2001** at **Paines Avenue and Fox Street** as is more particularly set forth in the within claim; said sum taken from and charged to account **2J01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

SEP 17, 2001

SEP 26, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0140

Date: June 21, 2001

Claimant /Victim **FANNIE MAE JOHNSON**

BY: (Atty)(Ins. Co.) _____

Address: 401 Lindsay Street, #2, Atlanta, Georgia 30314

Subrogation: _____ Claim for Property damage \$ 850.00 Bodily Injury \$ _____

Date of Notice: 02/22/01 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 01/29/01 Place: Paines Avenue and Fox Street

Department Public Works Division: Sewer Operations

Employee involved _____ Disciplinary Action: _____

NATURE OF CLAIM: The claimant damaged her vehicle when she drove over an unsecured construction hole in the roadway causing damages in the above amount.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____

Pictures X Diagrams _____ Reports: Police _____ Dept Report _____ Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental _____ Ministerial X

Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,

INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ **850.00** Adverse Account charged: 1A01____ 2J01 X 2H01____

Claims Manager: [Signature] Concur/date 06-22-01

Committee Action: _____ Council Action _____

RCS# 3122
9/17/01
6:38 PM

Atlanta City Council

Regular Session

MULTIPLE

Claim Items 1 through 19

01-R-1381

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 1
ABSENT 0

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	NV Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	E Maddox	NV Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

MULTIPLE